

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LEMENS, Chairman.

Committee Room,  
Austin, Texas, March 3, 1937.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Military Affairs, to whom was referred S. B. No. 298, A bill to be entitled "An Act to make the laws of Texas relating to the National Guard compatible with the Constitution and Laws of the United States as required by Section 46 of Article 16 of the Constitution of Texas, by amending the following Articles of the Civil Statutes of Texas as revised in the year 1925: Article 5780 so as to permit maintenance of all the troops allocated to Texas under Federal Law, Article 5839 so as to make nomenclature conform to Federal Law, and Article 5858 so as to make offenses condemned by military law and courts-martial procedure conform to that of Federal Law and regulations; to repeal any and all laws in conflict herewith."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

LEMENS, Chairman.

Committee Room,  
Austin, Texas, March 4, 1937.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Public Health, to whom was referred S. B. No. 91,

Have had the same under consideration and beg leave to report back to the Senate that it do pass, with one amendment, and be printed.

HOLBROOK, Chairman.

Committee Room,  
Austin, Texas, March 4, 1937.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Public Health, to whom was referred S. B. No. 61,

Have had the same under consideration, and beg leave to report back to the Senate that it do pass, with three amendments, and be printed.

HOLBROOK, Chairman.

Committee Room,  
Austin, Texas, March 3, 1937.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 374 carefully examined and compared and find same correctly enrolled.

WESTERFELD, Chairman.

### THIRTY-FOURTH DAY.

(Friday, March 5, 1937.)

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by the President Pro Tempore.

The roll was called and the following Senators were present:

Aikin.	Newton.
Beck.	Oneal.
Brownlee.	Pace.
Burns.	Rawlings.
Collie.	Redditt.
Cotten.	Roberts.
Davis.	Shivers.
Head.	Small.
Hill.	Stone.
Holbrook.	Sulak.
Isbell.	Van Zandt.
Lemens.	Weinert.
Moore.	Westerfeld.
Neal.	Woodruff.
Nelson.	

The following Senators were absent and excused:

Spears. Winfield.

A quorum was announced present.  
The invocation was offered by the Chaplain.

Reading of the Journal of the proceedings of yesterday was dispensed with, on motion of Senator Woodruff.

### Leave of Absence Granted.

Senator Winfield was granted leave of absence for today on account of important business, on motion of Senator Rawlings.

### Reports of Standing Committees.

Reports on Senate Bills Nos. 75, 16, 124, 235, 122, 226, 283, 264, 419, and 409, and on House Bills Nos. 258 and 972, and on H. C. R. No. 48 were submitted by the chairmen of the several committees to

which the were referred. (See appendix for reports in full.)

#### Senate Bills on First Reading.

Senator Oneal moved that the rule limiting the introduction of bills during the Regular Session of the Legislature be suspended, to permit the introduction of a bill at this time.

The motion prevailed by a vote of four-fifths of the members of the Senate.

The following bill was then introduced, read first time and referred by the President to the Committee on Finance.

By Senator Oneal:

S. B. No. 418, A bill to be entitled "An Act making appropriation out of the General Fund of the State of Texas to pay the salaries and expenses of the District Attorney of the 30th Judicial District and the Assistant District Attorney for Archer and Young Counties in the 30th Judicial District, from January 1, 1937, to the end of the fiscal year, August 31, 1937, both days inclusive; and declaring an emergency."

The following (local) bill was introduced, read first time, and referred to the Committee on Counties and County Boundaries.

By Senator Weinert (by request):

S. B. No. 419, A bill to be entitled "An Act creating and establishing Comal County Water Recreational District No. 1 in Comal County, Texas, under Section 59 of Article 16 of the Constitution of Texas for the purpose of protecting and preserving the purity and sanitary condition of the waters of a portion of the Comal river in Comal County by keeping the same free and clear of weeds and other growths, and of other obstruction to the free flow thereof, and thereby protect the health of those residing in such district and keep such waters in good condition for the recreational purposes of swimming and fishing therein and boating thereon by those entitled to do so; describing and defining such district; declaring such district to be a governmental agency and body politic and corporate; prescribing the powers, authority, rights, privileges and functions of such district; providing for the

maintenance and operation of such district and the levy and collection of taxes and assessments for such purposes; providing for the appointment of the first Board of Directors and the election of subsequent Boards of Directors of the District and for the election of officers thereof by the directors and prescribing the duties and authority of such Board and officers; enacting provisions incident and necessary to the subject and purpose of this Act, and declaring an emergency."

#### Message from the House.

A Clerk from the House was recognized to present the following message:

Hall of the House of Representatives,  
Austin, Texas, March 5, 1937.  
Hon. Will D. Pace, President Pro  
Tempore of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills:

H. B. No. 972, A bill to be entitled "An Act making an appropriation of the sum of Two Hundred and Fifty Thousand Dollars (\$250,000) or so much thereof as may be necessary, out of any funds in the State Treasury, not otherwise appropriated, to pay the contingent expenses, and to pay the mileage and per diem of members and the per diem of officers and employees of the Regular Session of the Forty-fifth Legislature, and to pay any unpaid accounts of the Third Called Session of the Forty-fourth Legislature, and declaring an emergency."

H. B. No. 230, A bill to be entitled "An Act providing an open season for the taking and shooting of squirrels; providing an open season for the shooting of quail; providing a bag limit for squirrels, a bag limit and possession limit for quail; providing a penalty for any violation of this Act; repealing all laws in conflict with this Act; providing that the provisions of this Act shall apply to Shelby County only, and declaring an emergency."

H. B. No. 288, A bill to be entitled "An Act providing for emergency relief for certain school districts in Texas to aid certain districts in the payment of teachers' salaries and in equipping certain school buildings in

certain districts in which there has been an influx of children within scholastic age since the last scholastic enumeration in the State; making an appropriation to each of said district for said purposes; prescribing the manner of disbursing the funds appropriated by this Act, and declaring an emergency."

H. B. No. 462, A bill to be entitled "An Act to amend Section 2, Article 923qa-6, Penal Code of Texas, by exempting Bosque County from the provisions of Section 2 thereof, and declaring an emergency."

H. B. No. 498, A bill to be entitled "An Act amending Chapter 6, Article 6954A of the Revised Civil Statutes of Texas by including Victoria County, and declaring an emergency."

H. B. No. 548, A bill to be entitled "An Act making appropriation from the Treasury of the State of Texas from funds not otherwise appropriated, to the Central Colorado River Authority, providing for the method of drawing warrants, providing for the repayment thereof, and declaring an emergency."

H. B. No. 560, A bill to be entitled "An Act increasing the amount that may be allowed by County Boards of Trustees to the County Superintendents of Public Instruction for expenditures for office and/or traveling expenses in counties with a population of not less than sixteen thousand six hundred (16,600) and not more than seventeen thousand sixty (17,060) according to the last preceding Federal Census; repealing all laws or parts of laws in conflict herewith, declaring an emergency."

Respectfully submitted,

LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

#### House Bills on First Reading.

The following bills received from the House today, were laid before the Senate, read first time and referred to the appropriate committees as indicated:

H. B. No. 972, to Committee on Finance.

H. B. No. 230, to Committee on Game and Fish.

H. B. No. 288, to Committee on Finance.

H. B. No. 462, to Committee on Game and Fish.

H. B. No. 498, to Committee on Counties and County Boundaries.

H. B. No. 548, to Committee on Finance.

H. B. No. 560, to Committee on Educational Affairs.

#### Senate Concurrent Resolution No. 42.

Senator Hill offered the following resolution:

Be it resolved by the Senate of Texas, the House of Representatives concurring, That Judge R. T. Brown, Judge of the Fourth Judicial District Court of Texas, be and he is hereby granted permission to be absent from the State of Texas at such intervals and for such time as he may see fit and proper during the years 1937 and 1938, taking into consideration the condition of the docket of said Court.

On motion of Senator Hill, by unanimous consent, the Senate rule requiring concurrent resolutions to be referred to a committee was suspended, to permit consideration of the resolution at this time.

The resolution was adopted.

#### Senate Resolution No. 42.

Senator Lemens offered the following resolution:

Whereas, The Members of the Senate are receiving inquiries from their constituents as to the final disposition of bills and resolutions which have been passed by both Houses; and

Whereas, It is necessary and is a great convenience to the members of the Senate to have information as to the final disposition thereof; and

Whereas, In order to get the information it is necessary that the Senators communicate with the Secretary of State, thus consuming his time and the time of the members, when such information could otherwise be obtained without expense and without any considerable inconvenience; therefore, be it

Resolved by the Senate of the Forty-fifth Legislature of Texas, That the Secretary of State be requested to direct a communication to the Senate daily, during the remainder of the session, giving the Senate information as to the date of signature and the date of filing in his office by the Governor of all bills

and resolutions, together with the House or Senate number thereof, and the vote of each House taken on each bill or resolution; be it further

Resolved, That the Secretary of State be requested to furnish as soon as convenient a list of all bills and resolutions heretofore filed in his office, also giving the date of signature of the Executive and of filing, and information as above set out; be it further

Resolved, That all information received from the Secretary of State in respect hereto be published daily in the Senate Journal.

LEMENS,  
ONEAL.

The resolution was read and was adopted.

**House Concurrent Resolution  
No. 48.**

The Presiding Officer laid before the Senate, for consideration at this time:-

H. C. R. No. 48, Authorizing certain corrections in the enrolled copy of H. B. No. 218.

The resolution was adopted.

(Senator Van Zandt in the Chair.)

**Senate Bill No. 47 on Second  
Reading.**

(Special Order.)

The Presiding Officer laid before the Senate, as a special order for this hour, on its second reading and passage to engrossment:

S. B. No. 47, A bill to be entitled "An Act to carry into effect Section 48a of Article III of the Constitution; to establish a Teachers' Retirement System of Texas; to determine membership and conditions of membership in said system; to provide for a board of trustees of said system and for the administration of its affairs; to provide for officers and a medical board and to define their duties; to provide for the adoption of actuarially-made mortality, service and other tables as may be deemed necessary; to provide for the creation, management and distribution of the Teacher Savings Fund, the State Accumulation Fund, the Annuity Reserve Fund, the Interest Fund, the Permanent Retirement Fund, and the Expense Fund of the

said system; and to provide a method of financing said system, etc., and declaring an emergency."

The bill was read second time.

Senator Cotton offered the following (committee) amendments to the bill:

(1)

Amend S. B. No. 47, Section 5, Subsection 2, Subdivision "c," by adding after the word "additional" the words "annuity reserve fund, the"; and after the word "amount" and before the word "which" the word "of"; and after the word "be" and before the word "one" the following, "Actuarial equivalent of an annuity of."

(2)

Amend S. B. No. 47, page 10, Section 5, Subsection 7, by striking out the words "have an insurable interest in his life."

(3)

Amend S. B. No. 47, page 11, Section 6, Subsection "c," by striking out the word "member," and inserting in lieu thereof the word "person."

(4)

Amend S. B. No. 47, page 12, Section 6, Subsection 8, by striking out the word "engage" in line 4 of said page, and insert in lieu thereof the words "recommend and nominate to the State Board of Trustees."

(5)

Amend S. B. No. 47, page 16, Section 7, Subsection 5, line 5 of said Subsection, by inserting the words "person or" between the words "such" and "persons."

(6)

Amend S. B. No. 47, page 9, Section 5, Subsection 5, paragraph "b," by striking out the word "savings" and substitute in lieu thereof the word "reserve."

The (committee) amendments were adopted severally.

Senator Beck moved that the bill be laid on the table subject to call.

The motion was lost.

Senator Redditt offered the following amendment to the bill:

Amend S. B. No. 47 by adding a new Section, to read as follows:

"No appropriation shall ever be made by the Legislature out of general funds for the payment of pensions provided herein, and payments can only be made out of special taxes to be levied as authorized in the Constitutional Amendment for the retirement of pensions."

The amendment was adopted.

#### Record of Votes.

Senators Cotten and Moore asked to be recorded as having voted "nay" on the amendment by Senator Redditt.

The bill was then passed to engrossment.

#### Senate Bill No. 47 on Third Reading.

Senator Cotten moved that the constitutional rule requiring bills to be read on three several days, be suspended, and that S. B. No. 47 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—27.

Aikin.	Newton.
Beck.	Oneal.
Brownlee.	Pace.
Burns.	Rawlings.
Collie.	Redditt.
Cotten.	Roberts.
Davis.	Shivers.
Head.	Small.
Hill.	Stone.
Isbell.	Sulak.
Lemens.	Van Zandt.
Moore.	Westerfeld.
Neal.	Woodruff.
Nelson.	

#### Nays—1.

Holbrook.

Present—Not Voting.

Weinert.

Absent—Excused.

Spears.

Winfield.

The President laid S. B. No. 47 before the Senate on its third reading and final passage.

#### Motion to Adjourn.

Senator Shivers moved that the Senate adjourn until 10 o'clock a. m. next Monday.

Yeas and nays were demanded, and the motion was lost by the following vote:

#### Yeas—12.

Beck.	Roberts.
Holbrook.	Shivers.
Lemens.	Small.
Moore.	Stone.
Oneal.	Sulak.
Rawlings.	Weinert.

#### Nays—17.

Aikin.	Neal.
Brownlee.	Nelson.
Burns.	Newton.
Collie.	Pace.
Cotten.	Redditt.
Davis.	Van Zandt.
Head.	Westerfeld.
Hill.	Woodruff.
Isbell.	

#### Absent—Excused.

Spears.

Winfield.

Question recurring on the passage of S. B. No. 47, yeas and nays were demanded.

The bill was passed by the following vote:

#### Yeas—27.

Aikin.	Newton.
Beck.	Oneal.
Brownlee.	Pace.
Burns.	Rawlings.
Collie.	Redditt.
Cotten.	Roberts.
Davis.	Shivers.
Head.	Small.
Hill.	Stone.
Isbell.	Sulak.
Lemens.	Van Zandt.
Moore.	Westerfeld.
Neal.	Woodruff.
Nelson.	

#### Nays—1.

Holbrook.

Present—Not Voting.

Weinert.

Absent—Excused.

Spears.

Winfield.

#### Message from the House.

A Clerk from the House was recognized to present the following message:

Hall of the House of Representatives,  
Austin, Texas, March 5, 1937.

Hon. Walter F. Woodul, President  
of the Senate.

Sir: I am directed by the House  
to inform the Senate that the House  
has passed the following resolution:

S. C. R. No. 42, Granting permis-  
sion to the Honorable R. T. Brown,  
Judge of the Fourth Judicial District  
of the State of Texas to be absent  
from the State at intervals during  
the years of 1937 and 1938.

The House has concurred in Sen-  
ate amendments to H. B. No. 215 by  
a vote of 115 yeas, 0 nays.

Respectfully submitted,

LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

#### House Bill No. 972 on Second Reading.

Senator Redditt, by unanimous  
consent, moved that the constitu-  
tional rule requiring bills to be read  
on three several days be suspended  
and that H. B. No. 972 be placed on  
its second reading and passage to  
third reading.

The motion prevailed by the fol-  
lowing vote:

#### Yeas—29.

Aikin.	Newton.
Beck.	Oneal.
Brownlee.	Pace.
Burns.	Rawlings.
Collie.	Redditt.
Cotten.	Roberts.
Davis.	Shivers.
Head.	Small.
Hill.	Stone.
Holbrook.	Sulak.
Isbell.	Van Zandt.
Lemens.	Weinert.
Moore.	Westerfeld.
Neal.	Woodruff.
Nelson.	

#### Absent—Excused.

Spears. Winfield.

The President laid before the Sen-  
ate, on its second reading and pas-  
sage to third reading:

H. B. No. 972, A bill to be entitled  
"An Act making an appropriation of  
the sum of Two Hundred and Fifty  
Thousand Dollars (\$250,000) or so  
much thereof as may be necessary,  
out of any funds in the State Treas-  
ury, not otherwise appropriated, to

pay the contingent expenses, and to  
pay the mileage and per diem of  
members and the per diem of officers  
and employees of the Regular Ses-  
sion of the Forty-fifth Legislature,  
and to pay any unpaid accounts of  
the Third Called Session of the  
Forty-fourth Legislature, and declar-  
ing an emergency."

On motion of Senator Redditt and  
by unanimous consent, Senate Rules  
Nos. 31a and 48 were suspended sev-  
erally, to permit consideration of the  
bill at this time.

The bill was read second time and  
was passed to third reading.

#### House Bill No. 972 on Third Reading.

Senator Redditt moved that the  
constitutional rule requiring bills to  
be read on three several days be  
suspended and that H. B. No. 972  
be placed on its third reading and  
final passage.

The motion prevailed by the fol-  
lowing vote:

#### Yeas—29.

Aikin.	Newton.
Beck.	Oneal.
Brownlee.	Pace.
Burns.	Rawlings.
Collie.	Redditt.
Cotten.	Roberts.
Davis.	Shivers.
Head.	Small.
Hill.	Stone.
Holbrook.	Sulak.
Isbell.	Van Zandt.
Lemens.	Weinert.
Moore.	Westerfeld.
Neal.	Woodruff.
Nelson.	

#### Absent—Excused.

Spears. Winfield.

The President laid H. B. No. 972  
before the Senate on its third read-  
ing and final passage.

The bill was read third time and  
was passed by the following vote:

#### Yeas—29.

Aikin.	Davis.
Beck.	Head.
Brownlee.	Hill.
Burns.	Holbrook.
Collie.	Isbell.
Cotten.	Lemens.

Moore.	Shivers.
Neal.	Small.
Nelson.	Stone.
Newton.	Sulak.
Oneal.	Van Zandt.
Pace.	Weinert.
Rawlings.	Westerfeld.
Redditt.	Woodruff.
Roberts.	

Absent—Excused.

Spears. Winfield.

**Senate Bill No. 359 on Second Reading.**

Senator Hill, by unanimous consent moved that Senate Rule No. 106 be suspended, to permit consideration by the Senate of S. B. No. 359 during the first 60 days of the present Session of the Legislature.

The motion prevailed by the following vote:

Yeas—29.

Aikin.	Newton.
Beck.	Oneal.
Brownlee.	Pace.
Burns.	Rawlings.
Collie.	Redditt.
Cotten.	Roberts.
Davis.	Shivers.
Head.	Small.
Hill.	Stone.
Holbrook.	Sulak.
Isbell.	Van Zandt.
Lemens.	Weinert.
Moore.	Westerfeld.
Neal.	Woodruff.
Nelson.	

Absent—Excused.

Spears. Winfield.

The President laid before the Senate, on its second reading and passage to engrossment:

S. B. No. 359, A bill to be entitled "An Act providing for the administration of oaths to witnesses by the President of the Senate or the Speaker of the House of Representatives, Chairman of a Committee of the Whole or of any committee of either, or both Houses of the Legislature, or any member thereof, by any member of either House in a matter pending before either House of which he is a member, or any committee thereof; refusal of any witness to testify to constitute a misdemeanor, and providing a penalty, etc., and declaring an emergency."

The bill was read second time.

Senator Hill offered the following amendment to the bill:

Amend S. B. No. 359, Section 2, line 38: by striking out the words "a common" and line 39 of the same Section by substituting the words "thirty (30) days" for the words "one month."

The amendment was adopted.

The bill was then passed to engrossment.

**Senate Bill No. 359 on Third Reading.**

Senator Hill moved to suspend the constitutional rule requiring bills to be read on three several days and that S. B. No. 359 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—29.

Aikin.	Newton.
Beck.	Oneal.
Brownlee.	Pace.
Burns.	Rawlings.
Collie.	Redditt.
Cotten.	Roberts.
Davis.	Shivers.
Head.	Small.
Hill.	Stone.
Holbrook.	Sulak.
Isbell.	Van Zandt.
Lemens.	Weinert.
Moore.	Westerfeld.
Neal.	Woodruff.
Nelson.	

Absent—Excused.

Spears. Winfield.

The President laid S. B. No. 359 before the Senate, on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—29.

Aikin.	Isbell.
Beck.	Lemens.
Brownlee.	Moore.
Burns.	Neal.
Collie.	Nelson.
Cotten.	Newton.
Davis.	Oneal.
Head.	Pace.
Hill.	Rawlings.
Holbrook.	Redditt.

Roberts.  
Shivers.  
Small.  
Stone.  
Sulak.

Van Zandt.  
Weinert.  
Westerfeld.  
Woodruff.

Absent—Excused.

Spears. Winfield.

#### Bills and Resolution Signed.

The President Pro Tempore signed in the presence of the Senate, after giving due notice thereof, the following enrolled bills and resolution:

H. B. No. 218, "An Act to amend H. B. No. 423, Acts of the Forty-fourth Legislature, Regular Session, by providing that Limestone, Robertson and Milam Counties be excepted from the provisions of said bill, and declaring an emergency."

H. B. No. 972, "An Act making an appropriation of the sum of Two Hundred and Fifty Thousand Dollars (\$250,000) or so much thereof as may be necessary, out of any funds in the State Treasury, not otherwise appropriated, to pay the contingent expenses, and to pay the mileage and per diem of members and the per diem of officers and employees of the Regular Session of the Forty-fifth Legislature, and to pay any unpaid accounts of the Third Called Session of the Forty-fourth Legislature, and declaring an emergency."

H. C. R. No. 48, Authorizing the Enrolling Clerk of the House to correct the caption of H. B. No. 218.

#### Adjournment.

On motion of Senator Shivers, the Senate, at 12:30 o'clock p. m., adjourned until 10 o'clock a. m. next Monday, March 8, 1937.

#### APPENDIX.

##### Reports of Standing Committees.

Committee Room,  
Austin, Texas, March 5, 1937.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Interstate Cooperation, to whom was referred

S. B. No. 75, A bill to be entitled "An Act to establish an unpaid com-

mission on Intergovernmental Cooperation to prescribe the duties and powers of such commission; to provide for the expenses of such commission; to change the name of the Senate Standing Committee on Interstate Cooperation to that of Committee on Intergovernmental Cooperation; to provide for the establishing of a similar Standing Committee in the House of Representatives to be composed of five members to be known as the House Committee on Intergovernmental Cooperation; to establish a committee of administrative officials and employees of the State of Texas to be known as the Governor's Committee on Intergovernmental Cooperation to consist of five members; to provide that the Council of State Governments is declared to be a joint governmental agency of the State of Texas and of the other states which cooperate through it; to provide that the Secretary of State shall communicate the text of this Act to the Governor, Senate and House of Representatives of the other States of the Union; to provide that if any part of this Act be held invalid, the remaining part of the same shall remain valid as if no such invalid part has been included; and to declare an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

ONEAL, Chairman.

Committee Room,  
Austin, Texas, March 5, 1937.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Interstate Cooperation, to whom was referred

S. B. No. 16, A bill to be entitled "An Act authorizing and directing the Governor to enter into a compact on behalf of the State of Texas with any of the United States legally joining therein; declaring the source of authority to be an Act of the United States Congress; providing the terms of agreement between the contracting states; permitting any person convicted of an offense within one state to reside in any other state party to the compact while on probation or parole, provided such person can obtain employment there



and provide the state receiving him consents to his being sent there; permitting the receiving state to investigate the home and employment of such person; defining a resident of the receiving state, providing the standards of supervision and visitation over probationers and parolees of the receiving states; making lawful the retaking of any person on probation and parole in the receiving state by the officers of the sending state; providing the formalities; providing the waiver of legal requirements to obtain extradition of fugitives from justice with reference to such persons on probation or parole; declaring the decision of the sending state to retake such person to be conclusive upon and not reviewable within the receiving state; providing that, if no criminal charge is pending against him within the receiving state, or if he be suspected of having committed a criminal offense, he shall not be retaken without the consent of the receiving state until discharged from prosecution or from imprisonment of such offense; permitting officers of the sending state to transport prisoners through any and all of the states parties to the compact to so pass without interference; authorizing the governor of each state to designate an officer to promulgate rules and regulations necessary to carry out the terms of the compact; providing the effective date of compact and renunciation method thereof; providing that if any part of this act is for any reason declared void, such decision shall not affect the validity of the remaining portions of this act; providing a title for this act; and declaring an emergency."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

ONEAL, Chairman.

Committee Room,  
Austin, Texas, March 5, 1937.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Labor, to whom was referred

S. B. No. 124, A bill to be entitled "An Act regulating the number of hours women may be employed in Texas; requiring employers to furnish suitable seats for female em-

ployees; providing for the posting of a sign relative to such seats; providing certain exceptions; repealing Articles 5168, 5169, 5170, 5171 and 5172 of the Revised Civil Statutes of the State of Texas, 1925 and declaring an emergency."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that the committee substitute attached hereto, do pass in lieu of the original bill and be printed.

SHIVERS, Chairman.

Committee Room,  
Austin, Texas, March 5, 1937.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Labor, to whom was referred

S. B. No. 122, A bill to be entitled "An Act regulating the number of hours women may be employed in Texas; requiring employers to furnish suitable seats for female employees; providing for the posting of a sign relative to such seats; requiring employers to post a copy of this as furnished by the Labor Commissioner; providing certain exceptions; providing a penalty; repealing Articles 1570 and 1571 of the Penal Code of the State of Texas, 1925, and Articles 1569 and 1572 of the Penal Code of the State of Texas as amended by Chapter 114, Acts of the Forty-third Legislature, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that the committee substitute attached hereto, do pass in lieu of the original bill and be printed.

SHIVERS, Chairman.

Committee Room,  
Austin, Texas, March 5, 1937.  
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Labor to whom was referred

H. B. No. 258, A bill to be entitled "An Act creating Firemen's Relief and Retirement Fund in the State of Texas and in all cities, towns and villages thereof having a regularly organized fire department with fire fighting equipment or apparatus of the value of One Thousand Dollars (\$1,000.00) or more therein;

levying and appropriating the proceeds of a designated tax upon gross fire insurance premium receipts, less re-insurance and return premiums paid policy holders, to such Firemen's Relief and Retirement Fund; etc. and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

SHIVERS, Chairman.

Committee Room.

Austin, Texas, March 5, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Banking, to whom was referred

S. B. No. 235, A bill to be entitled "An Act amending Sections 4 and 7 of Senate Bill 165, Chapter 165, passed by the Forty-second Legislature, at its Regular Session; repealing all laws and parts of laws in conflict herewith; providing that if any part of this Bill be held invalid, same shall not affect the remainder hereof; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

ISBELL, Chairman.

Committee Room.

Austin, Texas, March 5, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Towns and City Corporations, to whom was referred

S. B. No. 226, A bill to be entitled "An Act to increase the police powers of all incorporated cities and towns and authorizing such cities and towns to, by suitable ordinance, regulate, supervise, control and license all persons, firms or corporations engaged primarily or incidentally, in the business of buying, selling or dealing in used motor vehicles or parts thereof or accessories within the corporate limits of such city or town: providing that if any part of this act is declared unconstitutional such decision shall not affect the validity of the remaining portion of the Act, and declaring an emergency."

Have had the same under consideration, and I am instructed to re-

port it back to the Senate with the recommendation that it do pass and be printed as amended.

HEAD, Chairman.

Committee Room.

Austin, Texas, March 5, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred S. B. No. 283, A bill to be entitled "An Act to amend Section 1 of Chapter 127, Acts Regular Session, Forty-second Legislature, providing for the refunding of license fees paid on motor vehicles which are subsequently destroyed or demolished; defining a destroyed or demolished motor vehicle for the purpose of this Act; providing that where a refund has been made under the provisions of this Act for a demolished or destroyed motor vehicle, such motor vehicle shall not again be operated and used upon the highways of this State; prescribing a penalty for violation of the provision against use of such vehicles, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

PACE, Chairman.

Committee Room.

Austin, Texas, March 5, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

S. B. No. 264, A bill to be entitled "An Act providing that the governing boards of all institutions of collegiate rank supported in whole or in part by funds of the State of Texas shall exempt all citizens of Texas who are the children of men and women who died in Active service during the World War or from disability incurred in the line of duty during said war from the payment of all dues, fees and charges whatsoever for tuition; providing that such citizens shall submit satisfactory evidence of his status; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

PACE, Chairman.

Committee Room,

Austin, Texas, March 5, 1937.

Hon. Will D. Pace, President Pro Tempore of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred

"H. C. R. No. 48, Authorizing the Enrolling Clerk of the House to make certain corrections to House Bill No. 218,"

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

WEINERT, Chairman.

Committee Room,

Austin, Texas, March 5, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Counties and County Boundaries, to whom was referred

S. B. No. 419, A bill to be entitled "An Act creating and establishing Comal County Water Recreational District No. 1 in Comal County, Texas, under Section 59 of Article 16 of the Constitution of Texas for the purpose of protecting and preserving the purity and sanitary condition of the waters of a portion of the Comal river in Comal County by keeping the same free and clear of weeds and other growths, and of other obstructions to the free flow thereof, and thereby protect the health of those residing in such District and keep such waters in good condition for the recreational purposes of swimming and fishing therein and boating thereon by those entitled to do so; describing and defining such district; declaring such district to be a Governmental Agency and body politic and corporate; prescribing the powers, authority, for such purposes; providing for the appointment of the first Board of Directors of the district and for the election of officers thereof by the Directors and prescribing the duties incident and necessary to the subject and purpose of this Act and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

NEAL, Vice-Chairman.

Committee Room,

Austin, Texas, March 5, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Finance, to whom was referred

H. B. No. 972, A bill to be entitled "An Act making an appropriation of of the sum of Two Hundred and Fifty Thousand Dollars (\$250,000.00) or so much thereof as may be necessary, out of any funds in the State Treasury, not otherwise appropriated, to pay the contingent expenses, and to pay the mileage and per diem of members, and the per diem of officers and employees of the Regular Session of the Forty-fifth Legislature, and to pay any unpaid accounts of the Third Called Session of the Forty-fourth Legislature."

Have had the same under consideration, and I am instructed to report it back to the Senate, with the recommendation that it do pass, and be not printed.

REDDITT, Chairman.

Committee Room,

Austin, Texas, March 5, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Civil Jurisprudence, to whom was referred

S. B. No. 409, A bill to be entitled "An Act amending Section 2 of Chapter 19 of the Local and Special Acts of the Forty-first Legislature of Texas, Fourth Called Session, so as to provide for the funding by the Commissioners Court of Angelina County of any and all items of indebtedness outstanding on January 1, 1937, against the road and bridge fund of said County, including scrip and time warrants, by issuing coupon bonds of said County; providing that the Commissioners' Court shall be authorized to levy and collect any and all of the special fifteen cents maintenance tax of said county for the payment of said bonds, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

MOORE, Vice-Chairman.

Committee Room,

Austin, Texas, March 4, 1937.

Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on En-

grossed Bills have had S. B. No. 415 carefully examined and compared and find same correctly Engrossed.

ROBERTS, Chairman.

Committee Room,  
Austin, Texas, March 5, 1937.  
Hon. Walter F. Woodul, President  
of the Senate.

Sir: We, your Committee on Enrolled Bills have had S. C. R. No. 42 carefully examined and compared and find same correctly Enrolled.

WESTERFELD, Chairman.

### THIRTY-FIFTH DAY.

(Monday, March 8, 1937.)

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by the President Pro Tempore.

The roll was called and the following Senators were present:

Aikin.	Oneal.
Beck.	Pace.
Brownlee.	Rawlings.
Burns.	Redditt.
Collie.	Roberts.
Davis.	Shivers.
Head.	Small.
Hill.	Stone.
Holbrook.	Sulak.
Isbell.	Van Zandt.
Lemens.	Weinert.
Moore.	Westerfeld.
Neal.	Winfield.
Nelson.	Woodruff.
Newton.	

The following Senators were absent and excused:

Cotten. Spears.

A quorum was announced present.  
The invocation was offered by the Chaplain.

Reading of the Journal of the proceedings of Friday, March 5, 1937, was dispensed with, on motion of Senator Aikin.

#### Leaves of Absence Granted.

Senator Cotten was granted leave of absence for today, on account of important business, on motion of Senator Van Zandt.

Senator Spears was granted leave of absence for today, on account of

important business, on motion of Senator Aikin.

#### Reports of Standing Committees.

Reports on Senate Bills Nos. 416, 317, 70 and 87, on House Bills Nos. 230 and 462, and on H. C. R. No. 50, were submitted by the chairmen of the several committees to which they were referred. (See appendix for reports in full.)

#### Report of Special Committee.

Senator Van Zandt submitted a report of the committee appointed pursuant to a resolution of the Forty-fourth Legislature to investigate educational affairs, and moved that report be filed and printed in the appendix of today's Journal.

The motion prevailed.

(See appendix for report in full.)

#### Senate Bills on First Reading.

The following (local) bills were introduced, read first time and referred to the Committees on Civil Jurisprudence and on Counties and County Boundaries, respectively:

By Senator Davis:

S. B. No. 420, A bill to be entitled "An Act relating to the jurisdiction of the county court of Sterling County, conferring upon said court civil and criminal jurisdiction and increasing the criminal and civil jurisdiction of said court; conforming the jurisdiction of the district court of said county to such change; fixing the time of holding court and to repeal all laws in conflict with this Act, and declaring an emergency."

By Senator Winfield:

S. B. No. 421, A bill to be entitled "An Act fixing the salaries and compensation of county commissioners in counties with a taxable valuation of not less than forty-seven million, one hundred thousand dollars, (\$47,100,000) nor more than forty-eight million, one hundred thousand, (\$48,100,000) taxable valuation according to the valuation as shown on the county tax assessor's rolls for county purposes, and providing for payment of such salaries and the funds from which such salaries shall be paid; and repeal all laws in conflict herewith, and declaring an emergency."